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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of: Siegall et al.

Confirmation No.: 6564

Application No.: 09/328,296

Group Art Unit: 1642

Filed: June 8, 1999

Examiner: K. Canella

For: RECOMBINANT ANTI-CD40 ANTIBODY
AND USES THEREOF

Attorney Docket No.: 9632-005

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Assistant Commissioner for Patents
Box AF
Washington, D.C. 20231

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated June 4, 2002 of the Primary Examiner finally rejecting claims 1-9, 21-25, 34, 36, 38, 39, 42-44, and 47-91 of the above-identified application.

The item(s) checked below are appropriate:

1. ☒ An extension of time for responding to the final rejection for two (2) month(s):
☐ was filed on
☒ is submitted herewith.
2. ☒ A timely response to the final rejection has been filed.
3. ☐ A fee in the amount of \$320.00 is:
☐ Required.
☐ Not required (Fee paid in prior appeal).
4. ☒ Applicant has qualified for the 50% reduction in fee for an independent inventor, non profit organization or small business concern and a fee in the amount of \$160.00 is:
☒ Required.
☐ Not required (Fee paid in prior appeal).
5. ☒ Please charge the required fee, if any, to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.

Respectfully submitted,

Date November 4, 2002

Adriane M. Antler 32,605

Adriane M. Antler

(Reg. No.)

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